

NAVI DHILLON (SBN 279537)  
navidhillon@paulhastings.com  
PETER C. MEIER (SBN 179019)  
petermeier@paulhastings.com  
CHRISTOPHER J. CARR (SBN 184076)  
chriscarr@paulhastings.com  
LUCAS GRUNBAUM (SBN 314180)  
lucasgrunbaum@paulhastings.com  
PAUL HASTINGS LLP  
101 California Street, 48th Floor  
San Francisco, California 94111  
Telephone: (415) 856-7000

HARIKLIA KARIS (*admitted pro hac vice*)  
hkarris@kirkland.com  
ROBERT B. ELLIS (*admitted pro hac vice*)  
rellis@kirkland.com  
MARK J. NOMEILLINI (*admitted pro hac vice*)  
mnomellini@kirkland.com  
KIRKLAND & ELLIS LLP  
300 North LaSalle  
Chicago, IL 60654  
Telephone: (312) 862-2000

Attorneys for Defendant  
PACIFIC BELL TELEPHONE COMPANY

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

CALIFORNIA SPORTFISHING  
PROTECTION ALLIANCE,

Plaintiff,

v.

PACIFIC BELL TELEPHONE  
COMPANY,

Defendant.

CASE NO. 2:21-cv-00073-JDP

**[PROPOSED] ORDER RE NON-PARTY  
BELOW THE BLUE'S COMPLIANCE WITH  
THE COURT'S ORDERS**

Judge: Hon. Jeremy D. Peterson  
Date: January 25, 2024  
Time: 10:00 a.m.  
Courtroom: 9

Action Filed: January 14, 2021  
Trial Date: None

1 Before the Court is Pacific Bell Telephone Company (Pacific Bell)'s Motion to Compel  
2 Compliance by Non-Party Below the Blue (BtB) with the Court's Orders. Pacific Bell seeks an order  
3 compelling BtB to submit to ESI collection by an independent third party, in order to produce materials  
4 that BtB was required to provide under this Court's November 9, 2023 and December 7, 2023 Orders, or,  
5 in the alternative, requiring BtB to engage in a transparent and timely production process.

6 Having fully considered the matter and the record at hand, for the reasons stated in Pacific Bell's  
7 Motion to Compel and Reply in Support of its Motion to Compel, the Court hereby ORDERS the  
8 following:

9 BtB shall immediately disclose the search terms or other review criteria it has employed in past  
10 productions and that Alvarez & Marsal has employed on BtB's behalf to identify responsive documents  
11 to date.

12 Further, BtB must complete within seven days of this Order its production of documents required  
13 to be produced under the Court's Orders, including documents not amenable to being located using search  
14 terms (such as videos, photos, and texts). BtB may not withhold documents based on the reporter's  
15 privilege.

16 Should BtB fail to make a complete production within seven days of this Order, BtB must show  
17 cause why the Court should not hold it in contempt under Federal Rule of Civil Procedure 45(g).

18 **IT IS SO ORDERED.**

19 DATED: \_\_\_\_\_, 2024

20 \_\_\_\_\_  
21 Jeremy D. Peterson  
22 United States Magistrate Judge  
23  
24  
25  
26  
27  
28